



IAP10 Rec'd PCT/PTO 25 NOV 2005

MAIL STOP MISSING REQUIREMENTS  
Attorney Docket: 26772U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Art Unit: Unknown  
KOHL, et al. Examiner: Unknown  
Appl. No.: 10/536,891  
Filed: May 27, 2005  
Internatl. Appl. No.: PCT/EP2003/013604  
Internatl. Filing Date: December 3, 2003  
Title: PROCESS FOR PREPARING (S)-PANTOPRAZOLE

TRANSMITTAL LETTER

Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Copy of Notification of Missing Requirements;
- 2) Response to Notification of Missing Requirements;
- 3) Executed Declaration and Power of Attorney;
- 4) Check No. 1263 in the Amount of \$ 130.00 for the late Declaration Surcharge as a Large Entity.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Date: November 25, 2005

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

11/30/2005 LLANDGRA 00000035 10536891

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By: 

Gary M. Nath, Reg. No. 26,965  
Sheldon M. McGee, Reg. No. 50,454  
Customer No. 34375

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GMN/SMM/LE (NFMR.34375)

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements of November 21, 2005, submitted herewith are the following:

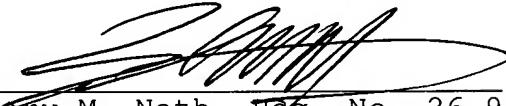
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Date: November 25, 2005

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:

  
Gary M. Nath, Reg. No. 26,965  
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**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/536,891	Bernhard Kohl	26772U
INTERNATIONAL APPLICATION NO.		
PCT/EP03/13604		
I.A. FILING DATE		PRIORITY DATE
12/03/2003		12/06/2002
<b>CONFIRMATION NO. 4419</b>		
<b>371 FORMALITIES LETTER</b>		
 *OC000000017499533*		

Date Mailed: 11/21/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/27/2005
- Copy of the International Search Report filed on 05/27/2005
- Copy of IPE Report filed on 05/27/2005
- Preliminary Amendments filed on 05/27/2005
- Information Disclosure Statements filed on 08/23/2005
- Oath or Declaration filed on 05/27/2005
- Request for Immediate Examination filed on 05/27/2005
- U.S. Basic National Fees filed on 05/27/2005
- Priority Documents filed on 05/27/2005

The applicant needs to satisfy supplemental fees problems indicated below:

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - does not identify the application to which it is directed.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/536,891	PCT/EP03/13604	26772U

FORM PCT/DO/EO/905 (371 Formalities Notice)